

The Honorable John C. Coughenour

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

WOLFIRE GAMES, LLC, SEAN COLVIN,
SUSANN DAVIS, DANIEL ESCOBAR,
WILLIAM HERBERT, RYAN LALLY, HOPE
MARCHIONDA, EVERETT STEPHENS,
individually and on behalf of all others similarly
situated.

Plaintiffs,

V.

VALVE CORPORATION,

Defendant.

CASE NO.: 2:21-cv-00563-JCC

**STIPULATED MOTION TO SET
COORDINATED BRIEFING
SCHEDULE ON MOTION TO
APPOINT COUNSEL AS INTERIM
CO-LEAD COUNSEL AND RELATED
MOTION**

**NOTE ON MOTION CALENDAR:
August 9, 2021**

DARK CATT STUDIOS HOLDINGS, INC., and
DARK CATT STUDIOS INTERACTIVE LLC,
on behalf of themselves and all others similarly
situated,

Plaintiffs,

V.

VALVE CORPORATION,

Defendant.

CASE NO.: 2:21-cv-00872-JCC

STIP. MOT. TO SET COORDINATED BRIEFING
SCHEDULE
CASE No. 2:21-cv-00563-JCC

1 Plaintiffs Dark Catt Studios Holdings, Inc. and Dark Catt Studios Interactive LLC
 2 (collectively, “Dark Catt”) in the action *Dark Catt Studios Holdings, Inc. v. Valve Corp.*, No. 2:21-
 3 cv-00872-JCC (“Dark Catt Action”) and Plaintiffs Wolfire Games, LLC, Sean Colvin, Susann
 4 Davis, Daniel Escobar, William Herbert, Ryan Lally, Hope Marchionda, and Everett Stephens
 5 (collectively, “Wolfire Plaintiffs”) in the related action *Wolfire Games, LLC v. Valve Corp.*, No.
 6 2:21-cv-00563-JCC (“Wolfire Action”), by and through their undersigned counsel of record,
 7 hereby stipulate and agree as set forth below. Defendant Valve Corporation does not oppose the
 8 relief requested through this Stipulated Motion, takes no position on the statements below or the
 9 motions referenced, and reserves all rights to seek other or further relief on any of the issues raised
 10 herein.

11 1. The Wolfire Action and the Dark Catt Action are related cases as defined in Local
 12 Civil Rule 3(g). The proposed class definitions in the two Actions have material overlap in
 13 membership.

14 2. Wolfire Plaintiffs filed a Motion to Appoint Counsel as Interim Co-Lead Counsel
 15 in the Wolfire Action, ECF No. 38, on July 27, 2021. *See* Wolfire Action ECF No. 34.

16 3. Dark Catt intends to file an opposition to the Wolfire Plaintiffs’ motion, as well as
 17 a cross-motion for its counsel to be appointed interim co-lead counsel for the class of only personal
 18 computer game developers defined in the Dark Catt Action Complaint, which is a narrower class
 19 than alleged in the Wolfire Action. *See* Dark Catt Action ECF No. 1.

20 4. The Wolfire Plaintiffs and Dark Catt seek to coordinate the briefing of these cross-
 21 motions to appoint counsel in order to increase efficiency for the Court.

22 5. On August 13, 2021, Dark Catt will file in both actions its motion for appointment
 23 of its counsel as interim co-lead counsel. This will also serve as its partial opposition to the Wolfire
 24 Plaintiffs’ Motion to Appoint Counsel filed in the Wolfire Action.

25 6. On September 3, 2021, Wolfire Plaintiffs will file in both actions their combined
 26 reply in support of the Motion to Appoint Counsel and opposition to Dark Catt’s cross-motion for
 27 appointment of interim co-lead counsel.

1 7. On September 17, 2021, Dark Catt will file in both actions its reply in support of
2 its cross-motion for appointment of interim co-lead counsel.

3 8. Defendant Valve Corporation does not oppose this schedule.
4

5 Dated: August 9, 2021

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Interactive LLC, and Putative Class*

28 STIP. MOT. TO SET COORDINATED BRIEFING
SCHEDULE
CASE No. 2:21-cv-00563-JCC

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[PROPOSED] ORDER

Based on the foregoing stipulation of the parties, IT IS HEREBY ORDERED that the following schedule should apply to the briefing on motions for appointment of lead counsel in *Wolfire Games, LLC v. Valve Corp.*, No. 2:21-cv-00563-JCC and *Dark Catt Studios Holdings, Inc. v. Valve Corp.*, 2:21-cv-00872-JCC.

Filing	Date
Wolfire Plaintiffs' Motion to Appoint Counsel	July 27, 2021
Dark Catt's Cross-Motion and Opposition to Wolfire Plaintiffs' Motion	August 13, 2021
Wolfire Plaintiffs' Reply in Support of Motion and Opposition to Dark Catt's Cross-Motion	September 3, 2021
Dark Catt's Reply in Support of Cross-Motion	September 17, 2021

IT IS SO ORDERED.

DATED this ____ day of August, 2021.

The Honorable John C. Coughenour
United States District Judge

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on August 9, 2021, I caused a true and correct copy of the foregoing
3 to be filed in this Court's CM/ECF system, which sent notification of such filing to counsel of
4 record.

5 DATED August 9, 2021.

6
7 _____
8 */s/ Alicia Cobb*
9 Alicia Cobb, WSBA #48685